

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS**

PLANNED PARENTHOOD FEDERATION
OF AMERICA, INC., *et al.*,

Plaintiffs,

v.

No. 1:25-cv-11913-IT

ROBERT F. KENNEDY, JR., in his official
capacity as SECRETARY OF THE U.S.
DEPARTMENT OF HEALTH AND HUMAN
SERVICES, *et al.*,

Defendants.

JOINT MOTION TO EXTEND TIME TO SUBMIT PROPOSED CASE SCHEDULE

Plaintiffs Planned Parenthood Federation of America, Inc., *et al.*, and Defendants Robert F. Kennedy, Jr., *et al.*, (together, “the Parties”), jointly move the Court to extend their deadline to file a proposed case schedule, ECF No. 100, by 14 days, to February 3, 2026. As grounds for this joint motion, the Parties state as follows:

1. On July 7, 2025, Plaintiffs filed their Complaint and an Emergency Motion for a Temporary Restraining Order and Preliminary Injunction. *See* ECF Nos. 1, 4, 5.
2. Defendants opposed the motion for a preliminary injunction. *See* ECF No. 53.

3. On July 21, 2025, this Court issued a memorandum opinion and order in which Plaintiffs' motion for a preliminary injunction was granted in part and otherwise remained under advisement. *See* ECF No. 62.

4. On July 28, 2025, the Court issued a separate memorandum and order resolving and granting Plaintiffs' motion. *See* ECF No. 69.

5. Defendants appealed both orders. *See Planned Parenthood Federation of America et al. v. Robert F. Kennedy, Jr. et al.*, Nos. 25-1698, 25-1755.

6. On December 12, 2025, the First Circuit issued an order vacating this Court's orders granting preliminary injunctions and remanding the matter for further proceedings. *See* ECF No. 98, 99.

7. On December 15, 2025, this Court directed the parties to submit a proposed case schedule no later than December 19, 2025. *See* ECF No. 100.

8. On December 18, 2025, the Parties filed a Joint Motion to Extend Time to Submit Proposed Case Schedule, asking that the deadline be extended to January 20, 2026. *See* ECF No. 101. The Court granted that extension. *See* ECF No. 102.

9. Plaintiffs have diligently sought to consider and coordinate with the numerous Planned Parenthood Members on whose behalf they brought this suit regarding the implications of the First Circuit's decision, and require a short extension of time to continue to do so. Thus, in the continuing interests of judicial economy and potentially narrowing issues of dispute, the Parties respectfully request this Court extend the deadline for the Parties to file a proposed case schedule by 14 days, to February 3, 2026.

10. As noted above, the Parties have made one previous request for extension of this deadline, which was granted.

11. Good cause exists to grant this joint motion.
12. No Party will be prejudiced by this joint motion.

WHEREFORE, the Parties respectfully request that this Motion be allowed and that further district court proceedings be stayed until February 3, 2026.

LOCAL RULE 7.1 CERTIFICATE

Undersigned counsel certifies that counsel for the Parties have conferred regarding this Motion and that it is made jointly with the assent of all Parties as reflected below.

Dated: January 15, 2026

/s/ Alan Schoenfeld

Alan Schoenfeld*
Cassandra A. Mitchell*
Alex W. Miller*
WILMER CUTLER PICKERING
HALE AND DORR LLP
7 World Trade Center
250 Greenwich Street
New York, NY 10007
Tel.: (212) 230-8800
Fax: (212) 230-8888
alan.schoenfeld@wilmerhale.com
cassie.mitchell@wilmerhale.com
alex.miller@wilmerhale.com

Sharon K. Hogue, BBO# 705510
WILMER CUTLER PICKERING
HALE AND DORR LLP
60 State Street
Boston, MA 02109
Tel.: (617) 526-6000
Fax: (617) 526-5000
sharon.hogue@wilmerhale.com

Albinas J. Prizgintas*
WILMER CUTLER PICKERING
HALE AND DORR LLP
2100 Pennsylvania Avenue NW
Washington, DC 20037
Tel.: (202) 663-6000
Fax: (202) 663-6363
albinas.prizgintas@wilmerhale.com

Emily Nestler*
PLANNED PARENTHOOD
FEDERATION OF AMERICA, INC.
1110 Vermont Avenue, NW
Washington, D.C. 20005

Respectfully submitted,

BRETT A. SHUMATE
Assistant Attorney General
Civil Division

YAAKOV M. ROTH
Principal Deputy Assistant Attorney General
Civil Division

ERIC J. HAMILTON
Deputy Assistant Attorney General
Civil Division

ELIZABETH HEDGES
TIBERIUS DAVIS
Counsel to the Assistant Attorney General
Civil Division

MICHELLE R. BENNETT
Assistant Director
Federal Programs Branch

/s/Jacob S. Siler
JACOB S. SILER
Trial Attorney (D.C. Bar No. 1003383)
Federal Programs Branch
1100 L Street NW
Washington, DC 20005
Phone: (202) 353-4556
Jacob.S.Siler@usdoj.gov

Attorneys for Defendants

Tel.: (202) 973-4800

emily.nestler@ppfa.org

Jennifer Sandman*

C. Peyton Humphreville*

Kyla Eastling*

PLANNED PARENTHOOD

FEDERATION OF AMERICA, INC.

123 William Street

New York, NY 10038

Tel.: (212) 441-4363

jennifer.sandman@ppfa.org

peyton.humphreville@ppfa.org

kyla.eastling@ppfa.org

Attorneys for Plaintiffs

CERTIFICATE OF SERVICE

I hereby certify that on January 15, 2026, the foregoing pleading was filed electronically through the CM/ECF system, which causes all parties or counsel to be served by electronic means as more fully reflected on the Notice of Electronic Filing.

/s/ *Alan Schoenfeld*
Alan Schoenfeld
WILMER CUTLER PICKERING
HALE AND DORR LLP
7 World Trade Center
250 Greenwich Street
New York, NY 10007
Tel.: (212) 230-8800
Fax: (212) 230-8888
alan.schoenfeld@wilmerhale.com